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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/615,732	07/13/2000	Hidemi Sasaki	Q60031	4947

7590 08/12/2004

Sughrue Mion Zinn Macpeak & Seas  
2100 Pennsylvania Avenue NW  
Washington, DC 20037

EXAMINER

LAMB, TWYLER MARIE

ART UNIT	PAPER NUMBER
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2622

DATE MAILED: 08/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/615,732

Applicant(s)

SASAKI, HIDEKI

Examiner

Twyler M. Lamb

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 20 May 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

## DETAILED ACTION

### *Priority*

1. Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1-17 are rejected under 35 U.S.C. 102(b) as being anticipated by Erlichman (US 4,262,301).

With regard to claim 1, Erlichman discloses an electronic still camera (Figure 1 self-processing electronic imaging camera 10) with a printer (printer 28) incorporated therein, the electronic still camera being capable of picking up an electronic image signal from a subject through an imaging device (objective lens or lens assembly 14) and printing an image on a recording material based on said electronic image signal (col 6, lines 1-27), comprising: a monitor (electro-optical display device 24) that is incorporated into said camera and is able to display an image based on said electronic image signal at the same magnification as the image printed on the recording material by said printer (col

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13, lines 38-46); wherein the image on said monitor can be viewed concurrently with the printing of the image on said printer (col 13, lines 38-51).

With regard to claim 2, Erlichman also wherein the monitor has a screen size that is approximately equal to a predetermined printing area of the recording material (13, lines 38-46).

With regard to claim 3, Erlichman also discloses wherein the monitor consists of pixels that are approximately equal in number to pixels of the image printed in a predetermined printing area of the recording material (13, lines 38-46).

With regard to claims 4 and 13, Erlichman also discloses wherein the monitor is an LCD panel (col 6, lines 14-15).

With regard to claims 5 and 14-15, Erlichman also discloses wherein the recording material is a self-developing type instant photo film (which reads on self-processing) (col 5, lines 61-68).

With regard to claim 6, Erlichman also discloses further comprising an electronic viewfinder (electro-optical display device 24) for displaying moving images of the subject in a real time fashion based on the electronic image signal picked up through the imaging device, wherein the electronic viewfinder is smaller in size than the monitor (col 7, line 60 – col 8, line 6).

With regard to claim 7, Erlichman discloses a printer (printer 28) for printing an image on a recording material based on electronic image signal (col 6, lines 1-27), comprising a monitor (electro-optical display device 24) that is incorporated into a printer body, for displaying an image based on the electronic

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image signal at approximately the same magnification as when the image is printed on the recording material (col 13, lines 38-46); wherein the image on said monitor can be viewed concurrently with the printing of the image on said printer (col 13, lines 38-51).

With regard to claim 8, Erlichman also discloses wherein the recording material is a self-developing type instant photo film (which reads on self-processing) (col 5, lines 61-68).

With regard to claim 9, Erlichman also wherein the monitor has a screen size that is approximately equal to a predetermined printing area of the recording material (13, lines 38-46).

With regard to claim 10, Erlichman also discloses wherein the monitor consists of pixels that are approximately equal in number to pixels of the image printed in a predetermined printing area of the recording material (13, lines 38-46).

With regard to claims 11 and 16, Erlichman also discloses wherein the monitor is an LCD panel (col 6, lines 14-15).

With regard to claims 12 and 17, Erlichman also discloses wherein said printer uses a three color frame printing process (which reads on providing a hardcopy in full color print) (col 6, lines 27-42).

### ***Response to Arguments***

4. Applicant's arguments, see Amendment B, filed 5/20/04, with respect to the rejection(s) of claim(s) 1-11 under 35 USC 102(e) have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However,

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upon further consideration, a new ground(s) of rejection is made in view of Erlichman (US 4,262,301).

***Conclusion***

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Twyler Lamb whose telephone number is 703 - 308-8823. The examiner can normally be reached on M-TH (8:30-5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward L Coles can be reached on 703-308-4712. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9306 for regular communications and 703-872-9314 for After Final communications.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks  
Washington, DC 20231

or faxed to:

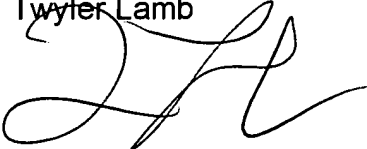
(703) 872-9314

(for informal or draft communications, such as proposed amendments to be discussed at an interview; please label such communications "PROPOSED" or "DRAFT")

or hand-carried to:

Crystal Park Two  
2121 Crystal Drive  
Arlington, VA.  
Sixth Floor (Receptionist)

Twyler Lamb

A handwritten signature in black ink, appearing to read 'Twyler Lamb', written over the printed name.

August 9, 2004